

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
SAN DIEGO REGION

ORDER NO. 2001-293  
ADMINISTRATIVE ASSESSMENT OF CIVIL LIABILITY  
AGAINST  
MR. KANWAR B. NARAIN AND MRS. RAGINI NARAIN,  
NARAIN OIL INCORPORATED, AJKERAKA INCOPORATED,  
FORMER DELTA DISCOUNT GAS  
COUNTY OF RIVERSIDE

The California Regional Water Quality Control Board, San Diego Region (hereinafter Regional Board), finds that:

1. On March 30, 2001 the Regional Board directed, under the authority of the California Water Code (CWC) section 13267, Mr. Kanwar B. Narain and Mrs. Ragini Narain, Narain Oil Incorporated, Ajkeraka Incorporated, (hereinafter Narain) owner/operator of the former Delta Discount Gas to submit, by June 29, 2001, a technical report delineating petroleum hydrocarbon impacted soils and ground water pollution from the former Delta Discount Gas facility located at 28111 Front Street, Temecula, California, a retail service station in Riverside County.
2. Narain failed to submit the technical report to the Regional Board. As of September 14, 2001 the technical report was 77 days late.
3. Under the authority of the CWC section 13268, any person failing to furnish a technical report required by CWC section 13267 (b) is guilty of a misdemeanor and may be liable civilly.
4. On August 15, 2001, the Regional Board issued Administrative Civil Liability Complaint No. 2001-275 to Narain, former Delta Discount Gas, alleging failure to submit the technical report.
5. Consideration of the factors prescribed in CWC section 13327 based upon information available to the Regional Board prior to the hearing and described in greater detail in the staff report *California Regional Water Quality Control Board, San Diego Region, Technical Analysis, Proposed Administrative Civil Liability Contained in Complaint No. 2001-275, Kanwar B. Narain and Ragini Narain, Narain Oil Incorporated, Ajkeraka Incorporated, Former Delta Discount Gas, September 20, 2001* supports assessment of civil liability in the amount of \$26,950 as follows:

\$350 per day for 77 days in violation of CWC section 13267 for a total of \$26,950; which includes staff costs of \$14,400.

6. On September 12, 2001 Narain submitted a cashier's check in the sum of \$26,950, as proposed in Complaint No. 2001-275.
7. Narain waived its right to a public hearing in this matter.
8. This enforcement action is exempt from the provisions of the California Environmental Quality Act (Public Resources Code, Division 13, Chapter 3, Section 21000 et seq.) in accordance with the California Code of Regulations, Chapter 3, Title 14, section 15308.

**IT IS HEREBY ORDERED** that Narain shall pay civil liability in the amount of twenty six thousand nine hundred fifty dollars (\$26,950) for violations set forth in Complaint No. 2001-275.

I, John H. Robertus, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order imposing civil liability assessed by the California Regional Water Quality Control Board, San Diego Region, on October 10, 2001.

\_\_\_\_\_/s/\_\_\_\_\_  
JOHN H. ROBERTUS  
Executive Officer